Sectt. II-27—45,004—14-11-29.

Revenue (1930) Department.

MS SERIES.

G.O. No. 2433

DATED 20-12-1930.

[Despatch Abstract.]

Alienation - Land and Building - (South Kanara) - Mangalore taluk Bajpe village - S.Nos.84-1 C-1 D and 84-1P-B Local Fund Market. sanctioned.

C.F. 31

Revenue **DEPARTMENT.**

CURRENT No.

Received ..... 19 *Registered* 3042 F 19

15.10.30

F 2 W 19 K

Subject.

Alienation.- Land and Building -(South Kanara) - Mangalore taluk- Bajpe village- S.Nos.84 -1C-1D and 84 17-B -Local Fund Market.

ENCLOSURES.
No.....
.....
Spare copies.....

Reference.. No.B 3873/30—2

Station Madras *Dated the* 11th October 1930 19

From
S.G. Sengodaiyan Esq.,M.A.,I.C.S.,
Ag. Secretary,

Land Revenue. ~~Revenue Settlement, etc.~~
~~The~~ Board of Revenue, ~~Separate Revenue.~~

H.A.B. Vernon Esq.,C.S.I.,C.I.E.,I.C.S.,
Commr.of Land Revenue.

Resolution
Reference.

Read the following:-

Letter from G.W.Wells Esq., M.A.,I.C.S., Collector of South Kanara, R.O.C.No. 5187-30-A6,dated the 24th September 1930.

Reference.-

At the instance of the Collector of South Kanara, the Board submits for the sanction of Government proposals for the alienation of S.Nos. 84/1C-1D and 84-17B of Bajpe village, Mangalore taluk measuring 29 cents and 32 cents respectively in favour of the Taluk Board,Mangalore for use as the site of a Local Fund Market.

2. The lands in question are registered as assessed

waste dry. There is a tiled building on three cents of S.No. 84 -17B. The President of the Taluk Board states that the building was constructed in 1902 out of Taluk Board funds and that the market has been in existence for over 30 years. He is unable to explain why the lands ~~why the lands~~ were not alienated in favour of the Taluk Board earlier. The book value of the building is estimated at Rs.800. Though the building does not appear to belong to Government, the Taluk Board has agreed to the conditions of alienation generally imposed when buildings are alienated.

3. The alienation will be free of charge for the occupancy right but subject to the payment of assessment which shall be liable to revision at every resettlement and also subject to the following conditions to which the alienee has agreed:-

(i) The land and the building thereon shall be used for the purpose of a market and for no other purpose.

(ii) The grantee shall maintain the building in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee, within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

(iii) No alterations other than those necessary to keep the building in good condition shall be made to the existing building nor shall any new building be erected on the sites without the previous permission of the Collector.

(iv) The Government may resume the lands wholly or in part with any buildings thereon (if the land is not used for the specif purpose for which it was granted or if the conditions subject to which it was granted cease to be fulfilled) or if the land in the opinion of the Government is required for a public purpose or for

conducting mining operations.

(v) In the event of such resumption if there are buildings on the land (except those now existing or those constructed in contravention of clause (iii),) the Govern ment may at their option, either,

(a) purchase the buildings or

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings.

((vi) In the event of the resumption of the land with any buildings thereon no compensation whatever shall be paid by the Government in respect of the building now standing on the land or buildings constructed in contravention of condition (iii).)

(vii) In the event of the resumption of the land followed by purchase of the buildings under clause (v)(or in the event of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition whichever shall be le of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant (or with the previous permission obtained from the Collector under condition (iii).)

(viii) In the event of the grantee refusing to remove the buildings when so directed under clause (v) (c) the Government may remove them and realise the cost of removal by the sale of the materials.

(ix) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effecte or other works that may have been executed on the land by the grantee at its cost.

4. There are trees valued at Rs.2-13-0 on the plots. The Board recommends that the collection of tree value may be waived as the trees were reared by the Taluk Board

5. The Collector is requested to report:-

(i) the income derived by the Taluk Board from the market during each of the last ten years.

(ii) whether the Taluk Board is willing to pay the assessment on the lands covered by the market for 10 faslis.

for Ag. Secretary. 14-10-30

To the Secretary to Government, Revenue Department,
with alienation statements and a sketch.
To the Collector of South Kanara, para 5 only.

M.D.13-10 13/10

5

Application for the alienation of land in which the proprietary right belongs to the State.

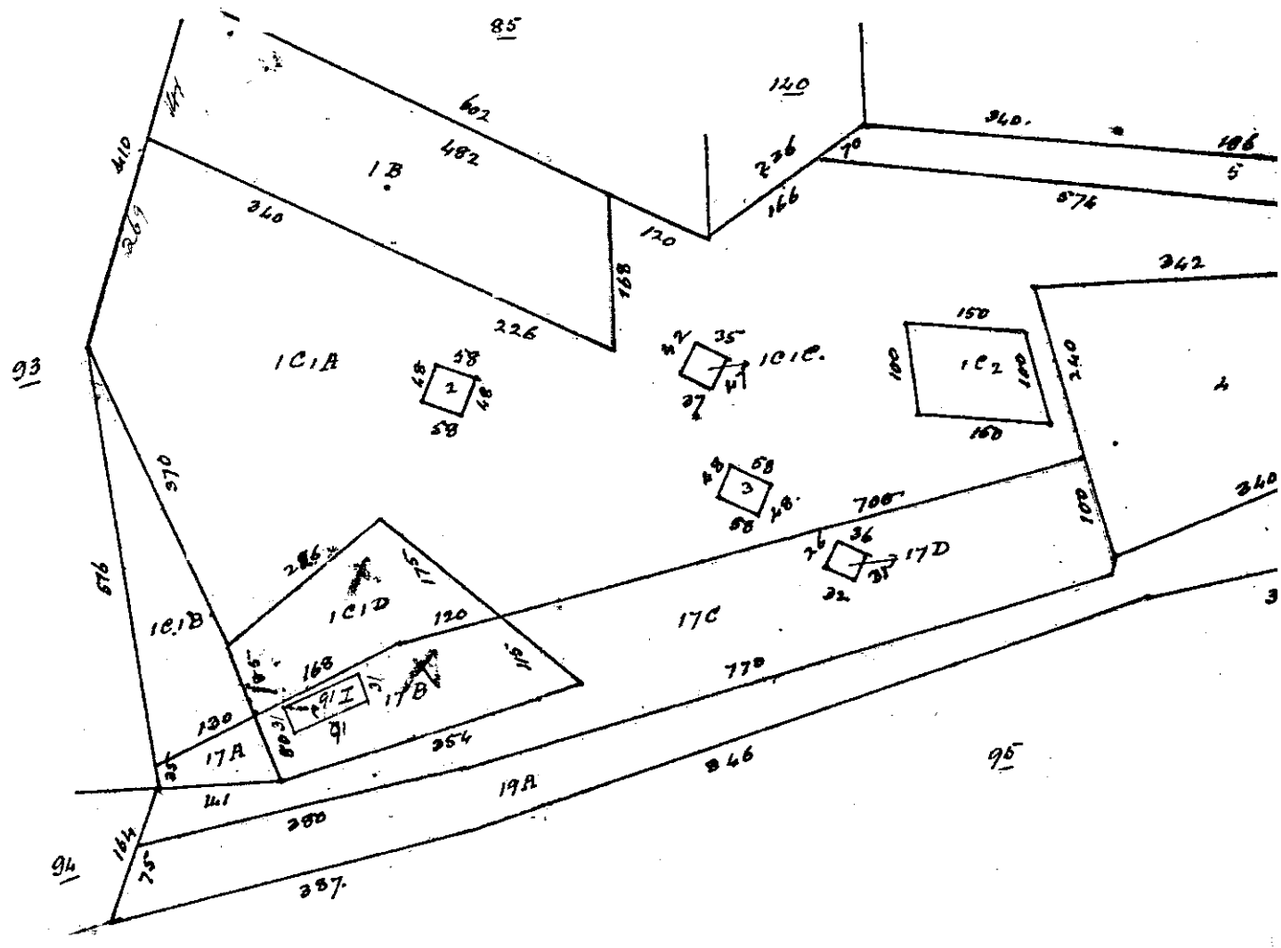
District- South Kanara.

1.Description and area.	S.No. 84/1C1D and 84/17B of Bajpe village in Mangalore taluk,measuring 29 and 32 cen respectively and registered as assessed dry.
2.Value (a) Freehold.	Rs.305 taking the letting value at Rs20 an acre.
(b) Subject to assessment.	Rs.293-9-0 the assessment being as.12 an acre.
3.Alienee and purpose of alienation.	Taluk Board,Mangalore - for the purpose of a market
4. Collector's remarks.	Recommended.

M.D.13-10 13/10

District South Kanara.
Taluk. Mangalore

Field No 84.



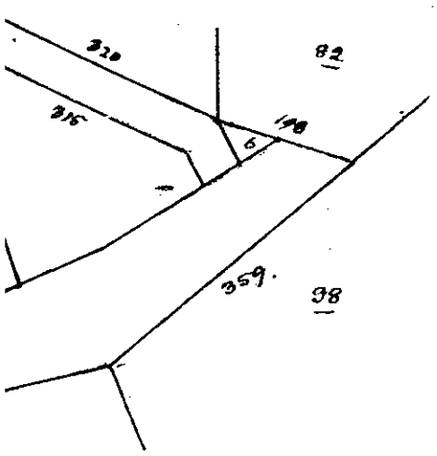
Filed building - 0-03. Cents
in S.N. 84/17B.

617 H

Village { No. 65. Name Bajpe

Index.

S. No. 84/1B. – John J. Fernandez – patta No. 6.
" 84/1C/1A & 84/17C – Govt. Unassessed waste.
" 84/1C/1B & 84/17A – Panchayat Court.
" 84/1C/1C —— L. F. Latrine.
" 84/1C/1D & 84/17B. – L. F. market and compound.
" 84/2 —— Travellers Bungalow.
" 84/3 —— Chatram.
" 84/4 —— L. F. Section Officers compound.
" 84/5 —— Poramboke Channel.
" 84/6 —— St. Josephs Church.
" 84/19A —— Poramboke road. & patta No. 8
" 84/17D —— L. F. well.



17/7/30
R. D.

J. M. as per attached Sketch

M.J.D.

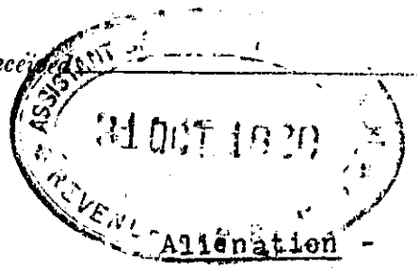
R. Srinivasan

C.F. 21

Revenue DEPARTMENT.

CURRENT No.

Received 19 Registered Rev 32607 31-10-1930.



Subject.

Alienation - Land and building - (South Kanara) -Mangalo taluk - Bajpe village - S.Nos. 84/1C1D and 84/17B - Loca. Fund Market.

7 ~ Lr 31/X

ENCLOSURES.
No.
Spare copies

Reference No. B. 3873-30-3

Station Madras Dated the 28th October 1930

From

A.R.MacEwen Esq., M.C., I.C.S.,
Secretary Land Revenue. and
The Board of Revenue/~~Revenue~~ Settlement, ~~etc~~
~~Separate Revenue~~

To

H.A.B.Vernon Esq., C.S.I., C.I.E., I.C.
Commissioner of Land Revenue.

~~Resolution~~
~~Reference~~.

Read the following:-

Letter from G.W.Wells Esq., M.A., I.C.S., Collector of South Kanara, No. R.O.C. 5187-30-A.6, dated 24th October 1930

Board's Reference No. B. 3873/30-2, dated 11-10-1930.

The income derived by the Taluk Board from the market during each of the last ten years is shown in the margin. The President of the Taluk Board promises to send a resolution consenting to pay the assessm on the lands covered by the market for 10 faslis only af the meeting of the Taluk Boar which will take place in the

Year.	Amount. Rs. a.p.
1920-21	187-0-0
1921-22	175-0-0
1922-23	170-0-0
1923-24	213-0-0
1924-25	209-0-0
1925-26	175-0-0
1926-27	195-0-0
1927-28	171-0-0
1928-29	184-0-0
1929-30	186-0-0

next month.

Reference

Submitted to Government in continuation of the Board's Reference B. 3873-30-2, dated 11-10-30. 1/1-4 ef.

for Secretary. 30-10-30

To the Secretary to Government, Revenue Department.

M.R.V./29-10-30.

30/10/30

11

C.F. 31

REVENUE **DEPARTMENT.**

CURRENT No.

Rev 3722 37

Received 9 DEC 1930 19 . *Registered* 9-12- 1930.

ASSISTANT SECRETARY TO GOVERNMENT REVENUE DEPARTMENT

Subject.

Alienation - Land and Building - (South Kanara) - Mangalore taluk - Bajpe village - S.Nos.84/1CID & 84/17B - Local Fund Market -

*****

XV W SW

ENCLOSURES.

No.

Spare copies.

Refce. BNo.3873-30-4

Station Madras, *Dated the* 5th December 1930.

From A. R. Mac Ewen Esq., M.C., I.C.S.,
Secretary.

Land Revenue and
~~The~~ Board of Revenue, ~~Revenue~~ Settlement, ~~etc.~~
~~Separate Revenue.~~

To H.A.B. Vernon Esq., C.S.I., C.I.E., I.C.S.,
Commissioner of Land Revenue.

~~Resolution~~
Reference.

Letter from G. W. Wells Esq., M.A., I.C.S., Collector of South Kanara, R.O.C. No.5187-30-A.6 dated 30-11-1930.

11-4 Board's Refce. No.B.3873/30-2 dated 11-10-1930

The Taluk Board, Mangalore, is willing to pay the assessment on the lands covered by the market for 10 faslis. A copy of the Taluk Board resolution is enclosed.

*****

Enclosure.

Extract from the proceedings of the Taluk Board of Mangalore, dated 21st November 1930.

Present.

xx xx xx

11. Read

12

2.

11. Read letter R.O.C. 5187/A-6/30 dated 16-10-30 of the Collector, South Kanara, requesting to send a resolution of the Board consenting to pay the assessment on the lands covered by the market at Bajpe for 10 faslis.

The Board is willing to pay assessment for 10 faslis.

xx xx xx

Sd./ xx xx
President.

****

REFERENCE.

Submitted to Government in continuation of the Board's Reference B.3873-30-3 dated 28-10-30.

for Secretary. 8-12-30

To the Secretary to Government, Revenue Department.

d.r.6/12

18
8/1230

Rev Dept

Alienation – Land & Building – (South Kanara) Mangalore Tk – Bajpe Village – S. Nos 84-1C-1D & 84-17-B – Local Fund market.

cf – C. No 3042F/30) From the Bd of Rev (L. Rts) Refce No B 3873/30-2 dt 11.10.30.

To U.S.

Please see the Bd's refce in the cf. In para 5, the Bd has called for a report from the Coll^r on the points stated therein. The Bd's report on these points may be awaited.

p4 cf

2
16.10.30. 20/X/30
17.10.30

pp 9 & 10 cf

From the Bd of Rev (L. Rts) Refce No B. 3873-30-3 dt 28.10.30.

To U.S.

Please see the Bd's report on pp 9 & 10 cf with reference to para 5 of the Bd's refce on p 4 cf. The P. T. B promises to send a resolution consenting to pay assessment on the lands covered by the market for 10 faslis only after the meeting of the Tk Bd which will take place during this month. The Bd's further report may be awaited.

p 10 cf

Await

~~A draft o.m. to the Bd is submitted for approval~~

2
5.11.30. (No need. Remind the Bd. in the usual way).
6.11.30 6/XI/30

14 Dis

From the Bd of Rev (L.R.S) Refce B No 3873/30-40 5-12-30. ff 11+12 cf

To U.S.

The Bd's recommendation to alienate S. Nos 84/1C-1D and 84-17B of Bajpe village, Mangalore TK in favour of the TK Bd, Mangalore for use as the site of a Local Fund Market may be accepted. ff 1-4 cf

2. The following amendments to the conditions proposed by the Bd may be made :- Fin. concurrence in G.O. 2214 Rev 15-11-30 ff 1

(1) ~~In~~ In condition (IV) the words in bracket may be omitted and the words "in the event of the infringement of any of the conditions of the grant" usually adopted in the orders of alienation may be ~~inserted~~ substituted. ff 2 cf

(2) In condition (V) the words in bracket do not seem to be necessary ~~and may be omitted~~ They may be omitted. ff 3 cf

(3) In condition (vii) the words in bracket do not seem to be necessary as the object intended by those words is covered by the words "in accordance with the terms of the grant" occurring in the same condition. ff 3 cf

(4) ~~Condition~~ Condition (VI) may be omitted and the sentence "But no compensation shall be paid by the Govt in respect of the building now standing on the land or buildings constructed in contravention of Condition (iii)." may be added at the end of condition (VI). ff 3 cf

3. The Bd recommends that the

x

3 12

C.

n/p if of collection of the tree value may be waived. The recommendation may be accepted.

4. The building on the land ~~[illegible]~~ was constructed in 1902 out of TK Bd funds and the market has been in existence for over 30 yrs The TK Bd has evidently not been paying assessment on the land. The Bd of Rev called for a report from the Coll. whether the TK Bd was willing to pay the assessment on the land covered by the market for 10 faslis. The TK Bd is willing to pay ~~[illegible]~~ the amount. The alienation is subject to payment of assessment. vide para 3 of D/Dept on p12 of

5. A draft order is submitted for approval. It may be sent to L.S.G. for acceptance.

10.12.30.

13/12/30

L.S.G.

12.12.30

Rev G.O. No 3042 F/30-1
13.12.30.

L.S.G.

Accepted
7088
16 XII 30

Rev

SECRETARY TO GOVERNMENT
16 DEC 1930
LOCAL SELF GOVERNMENT DEPARTMENT

3983

Rev Dept.

TO U.S

G.O 49983-(c Ltr)

The draft order may now issue.

16/12/30.

13.12.30

18/12/30

16/12/30

SECRETARY TO GOVT.
R. 38247
17 DEC 1930
REVENUE DEPARTMENT

12

GOVERNMENT OF MADRAS

Received.....1930. Registered.....1930.

Abstract

REVENUE DEPARTMENT

G.O.No. Mis. 2433 Dated 20.12. 1930.

Read the following papers:-

B.No 3042F/30. From the Bd of Rev (L.R.Ds) Ref No B 3873/30-2 dt 11.10.30.

— do — B 3873/30-4 dt 5.12.30.

ORDER:-

The Government sanction the alienation of the plots comprised of land in S. Nos 84-1C-1D and 84-17B of Bajpe village, Mangalore Taluk, South Kanara District, measuring 29 cents and 32 cents respectively with the building in favour of the TK Board, Mangalore for use as the site of a Local Fund Market

2. The alienation will be free of charge for the occupancy right but subject to the payment of assessment which shall be liable to revision at ~~every~~ resettlements and subject also ~~but subject~~ to the following conditions:-

(1) The land and the building thereon shall be used for the purpose of a market and for no other purpose.

~~(2) The buildings shall be constructed within years from the date of the grant.~~

(3) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if in the opinion of the Government, the land is required for a public purpose, or for conducting mining operations, ~~or~~

~~In the~~

(2) The grantee shall maintain the building in good condition. Such repairs as the Collr may consider necessary from time to time shall be executed by the grantee within ~~the~~ such time as the Collr may fix and to his satisfaction. In the event of default the repairs shall be carried out by the Collr & the cost thereof recovered from the gran

(3) No alterations other than those necessary to keep the building in good condition shall be made to the existing building nor shall any new building be erected on the land without the previous permission of the Collr.

(4) The Govt may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if in the opinion of the Govt, the land is required for a public purpose, or for conducting mining operations.

3 17

-2-

(5) In the event of such resumption, if there are buildings on the land, the Government may, at their option, either

(a) purchase the buildings, or

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings.

But no compensation shall be paid by the Govt in respect of the building now standing on the land or buildings constructed in contravention of condition (3).

(6) In the event of the resumption of the land followed by purchase of the buildings under clause (5)(a), or in the event of the acquisition of land for any reason, the compensation payable therefor shall in no case, exceed the initial cost, or the value at the time of ~~the~~ resumption or ~~the~~ acquisition, whichever may ~~shall~~ be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant.

(7) In the event of the grantee refusing to remove the buildings, when so directed under clause (5) (c), the Government may remove them and realise the cost of the removal by the sale of the materials.

(8) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee at ~~his~~ its cost.

3. As recommended by the Bd of Rev, the value of the trees standing on the land is waived.

13/12/30.

To
The Bd of Rev (L.R.H)
" L.S.G.Dept
" P.T.B. Mangalore
(thro' L.S.G)

9/10.12.30.

12/12.30

213

Date 1930